

Ensuring the Uninterrupted Work of the First 5 LA Commission

The First 5 LA Commission (First 5 LA), also known as the Proposition 10 Commission, was created by Los Angeles County (County) ordinance in 1998 with the passage of Proposition 10. California State statute (Health & Safety Code Section 130140) grants counties some flexibility to appoint and select commission members, as well as any other matters the Board of Supervisors (Board) deems necessary, as long as the Commissioners meet certain minimum requirements. The current County ordinance allows each Supervisor to nominate one First 5 LA Commissioner to represent his or her Board office. The current County ordinance, however, does not allow an alternate to represent a Board office when the appointed Commissioner is unable to perform his or her duties and responsibilities to First 5 LA.

A Commissioner's presence and participation at meetings is essential to the effective functioning of First 5 LA. The appointment of an alternate to serve in the Commissioner's absence would permit the work of First 5 LA to continue uninterrupted and allow the Board office to maintain its valuable representation. The alternate member would not become a member of First 5 LA, but would be able to exercise the

- MORE -

MOTION

MOLINA _____

RIDLEY-THOMAS _____

KNABE _____

ANTONOVICH _____

YAROSLAVSKY _____

MOTION BY SUPERVISOR MARK RIDLEY-THOMAS
JULY 10, 2012
PAGE 2

duties and responsibilities in the absence of the Commissioner for whom he or she is designated as the alternate.

THEREFORE, I MOVE THAT THE BOARD OF SUPERVISORS approve the introduction of the attached ordinance amending Title 3, Advisory Commissions and Committees, to allow for the nomination and appointment of alternate members to First 5 LA for the five Commission members appointed by each Supervisor.

####

ANALYSIS

This ordinance amends Title 3 – Advisory Commissions and Committees of the Los Angeles County Code, Chapter 3.72, relating to the Los Angeles County Children and Families First – Proposition 10 Commission. The amendments permit the appointment of alternate members for the five Commission seats appointed by the Board of Supervisors pursuant to Section 3.72.040 C.

JOHN F. KRATTLI
County Counsel

By



LAURA QUINONEZ
Deputy County Counsel
Social Services Division

LQ:dt

06/14/12 (requested)
06/19/12 (revised)

ORDINANCE NO. _____

An ordinance amending Title 3 – Advisory Commissions and Committees of the Los Angeles County Code, relating to the Los Angeles County Children and Families First – Proposition 10 Commission.

The Board of Supervisors of the County of Los Angeles ordains as follows:

SECTION 1. Section 3.72.040 is hereby amended to read as follows:

3.72.040 Membership and composition.

The Commission shall consist of nine members appointed by the Board of Supervisors and shall be composed as follows:

- A. The chair of the Board of Supervisors or a member of the Board of Supervisors as designated by the chair;
- B. The director of the Los Angeles County department of public health, the director of the Los Angeles County department of mental health, and the director of the Los Angeles County department of children and family services, each of whom may also designate an alternate to serve in his or her absence;
- C. Five members, one nominated by each member of the Board of Supervisors, from the following categories: recipients of project services included in the county strategic plan; representatives of local child care resource or referral agencies, or local child care coordinating groups; representatives of local organizations for prevention or early intervention for families at risk; representatives of community-based organizations that have the goal of promoting nurturing and early childhood development; representatives of local school districts; and representatives of local medical, pediatric, or obstetric associations or societies.

D. Each member of the Board of Supervisors may nominate one alternate member to serve in the absence of their respective Commission member appointed pursuant to Section 3.72.040 C, and to perform the duties and responsibilities of such absent member. Any such alternate shall be from one of the categories described in Section 3.72.040 C.

SECTION 2. Section 3.72.060 is hereby amended to read as follows:

3.72.060 Term of service.

A. All members and alternate members of the Commission shall serve at the pleasure of the Board of Supervisors.

B. At its first meeting, the members of the Commission shall classify themselves, excluding the members described in Section 3.72.040 A and B, by lot, so that three of the members shall serve an initial term of two years, and the remaining three members shall serve a term of four years. After the initial term, the term of each member shall be four years. Any alternate shall serve only until the expiration of the term of the member for whom the alternate has been appointed.

C. With the exception of the members described in Section 3.72.040 A and B, no member of the Commission, or his or her alternate, may serve more than two consecutive full terms of service. For purposes of this section, an initial two year term served by a member shall not count as a full term served.

D. A member's, or alternate member's, position on the Commission shall become vacant upon the member's that person's death, resignation, or removal by the Board of Supervisors or in the event the member's person's employment or status no longer meets the membership criteria set forth in the Act. If such a vacancy should

occur, a successor shall be nominated and appointed to complete the unexpired remainder of the term pursuant to section 3.72.040.

SECTION 3. Section 3.72.070 is hereby amended to read as follows:

3.72.070 Operating Procedures.

The Commission shall adopt bylaws, including provisions relating to the frequency, time and place of holding meetings, election and terms of its chair and other officers, conflict of interest laws, and such other rules and procedures as it deems necessary or convenient for the conduct of the Commission's activities and operation. A majority of the Commission members who have been appointed, including any alternate members serving in place of an absent member, shall constitute a quorum of the Commission.

SECTION 4. Section 3.72.110 is hereby amended to read as follows:

3.72.110 Separated entity--No county liability.

Except for the service of the County of Los Angeles representatives on the Commission, the ministerial action of the Board of Supervisors to appoint the remaining Commission members and alternate members, and the creation of the Los Angeles County Children and Families First-Proposition 10 Trust Fund, as set forth in Health and Safety Code Section 130100, et seq., the Commission shall be a public entity separate and distinct from the County of Los Angeles. The County of Los Angeles shall have no responsibility whatsoever for any financial obligation or other liability of the Commission.

[CH372LQCC]